

REMARKS

Claims remaining in the present patent application are numbered 1-24. The rejections and comments of the Examiner set forth in the Office Action dated September 11, 2001 have been carefully considered by the Applicant. Applicant respectfully requests the Examiner to consider and allow the remaining claims.

Drawings

Applicant herewith submits formal drawings as requested in the present Office Action.

35 U.S.C. §102 Rejection

The present Office Action rejected Claims 1-12, 16, and 17 under 35 U.S.C. 102(e) as being anticipated by Multer et al. (U.S. Patent No. 6,671,757). Claims 13-15 and 18-27 are rejected for similar reasons. Applicant has reviewed the above cited reference and respectfully submits that the present invention as recited in Claims 1-27, is neither anticipated nor rendered obvious by the Multer et al. reference.

Independent Claim 1

Applicant respectfully points out that embodiments of independent Claim 1 recite that the present invention includes, in part:

A method of updating a plurality of applications . . . comprising the steps of:

- a) automatically establishing communication between said second and third electronic devices, said third electronic device supporting a first application from said plurality of applications;
- b) at said second electronic device, automatically determining if said third electronic device has a newer version of said first application than the version of said first application located on said first electronic device. . .

and

- d) after receiving said new version, automatically storing said newer version of said first application on said first electronic device when synchronizing said first electronic device with said second electronic device . . .

(Emphasis Added)

Embodiments of the present invention pertains to methods for updating applications on an electronic device. In particular, embodiments of independent Claim 1 recite that communication is established between a second and third electronic device for the purposes of updating a first application on the first electronic device with a version of the first application on the third electronic device. Specifically, the second electronic device automatically determines if the third electronic device has a newer version

of the first application than that currently stored on the first electronic device.

Applicant respectfully notes that the prior art reference, Multer et al., does not teach nor suggest the claimed method for updating applications that comprises, in particular, automatically determining at a second electronic device if the third electronic device has a newer version of the first application than that stored on the first electronic device, as claimed in independent Claim 1 of the present invention.

In contrast to independent Claim 1 of the present invention, the Multer et al. reference, discloses a system and method for synchronizing devices that includes synchronization engines at both ends of synchronizing devices that determine differences between the files located on the synchronizing devices. That is, each synchronizing device has a sync engine that determines whether a data file located on that synchronizing device has been changed with respect to the same data file located on other synchronizing devices. Moreover, the Multer et al. reference only extracts changes to the data file, and submits those changes to the other synchronizing devices during the synchronizing process. Also, in the Multer et al. reference changes can be stored at a storage server for later retrieval by the other synchronizing devices.

Embodiments of the present invention, on the other hand, disclose a method for updating a first application between a first electronic device and a third electronic device through an intermediary second electronic device, as described in independent Claim 1. That is, the second electronic device determines if the version of the application on the third electronic device is different from the version on the first electronic device. In particular, the determination of whether an application has been updated is not performed at either of the first or third electronic device as in the Multer et al. reference, but performed at the second electronic device for embodiments of independent Claim 1 of the present invention. If the second electronic device determines that a new version of the application exists on the third electronic device, the second electronic device requests the new version from the third electronic device and after receipt of the new version transmits the new version to the first electronic device upon synchronization.

Distinctively, independent Claim 1 of the present invention also requests the entire new version of the application from the third electronic device, as opposed to sending only those changes to the data files that were made. As such, the Multer et al. reference in disseminating and transmitting only changes to data files between synchronizing devices actually teaches away from the present invention as

described in independent Claim 1 that discloses the transfer of the entire new version, or entire file, of the application that is located on the first electronic device.

Also, while the Multer et al. reference discloses the storage of difference information at a storage server for later retrieval by synchronizing devices, independent Claim 1 of the present invention is distinct from the storage server in the Multer et al. reference in that the intermediary second electronic device does not merely store data, but also determines if a newer version of an application exists than that currently stored on the first electronic device.

Thus, Applicant respectfully submits that embodiments of the present invention as disclosed in independent Claim 1 is not anticipated by the Multer et al. reference, and is in condition for allowance. In addition, Applicant respectfully submits that Claims 2-11 which depend from independent Claim 1 are also in a condition for allowance as being dependent on an allowable independent Claim 1.

Independent Claim 12

Applicant respectfully points out that independent Claim 12 recites, in part:

A method of creating a personalized and up-to-date application over a communication network comprising the steps of:

- a) receiving at a third electronic device from a second electronic device over said communication network a request for a newer version of a web clipping application, said request resulting from synchronizing said second electronic device with a first electronic device and determining that said third electronic device has said newer version than the version of said web clipping application located on said first electronic device, said first electronic device coupled to said second electronic device;
- b) identifying a user associated with said first electronic device;
- c) accessing information particular to said user;
- d) dynamically creating an up-to-date web clipping application that is personalized to said user using said information; and
- e) sending said personalized and up-to-date web clipping application to said second electronic device.

Independent Claim 12 of the present invention pertains to a method for creating up-to-date personalized applications on an electronic device. In particular, independent Claim 12 recites that communication is established between a second and third electronic device for the purposes of creating personalized applications that are updated and located on a first electronic device.

Applicant respectfully notes that the prior art reference, Multer et al., does not comprise nor suggest the claimed method for creating a personalized web-clipping application that is updated and comprises, in particular, determining at a second electronic device, upon synchronizing with the first electronic device, if the third electronic

device has a newer version of the first web-clipping application than that stored on the first electronic device, as described in independent Claim 12 of the present invention.

For those reasons above and for analogous arguments regarding independent Claim 1, Applicant respectfully submits that the present invention as disclosed in independent Claim 12 is not anticipated by the Multer et al. reference, and is in a condition for allowance. In addition, Applicant respectfully submits that Claims 13-15 which depend from independent Claim 12 are also in a condition for allowance as being dependent on an allowable independent Claim 12.

Independent Claim 17

Applicant respectfully points out that independent Claim 17 recites a system of the present invention including, in part:

A system comprising a first electronic device containing a plurality of applications, a second electronic device . . . [that] contains instructions that when executed implement of method of updating said plurality of applications, said method comprising the steps of:

a) automatically establishing communication with a third electronic device coupled to said communication network that supports a first application from said plurality of applications, said establishing communication performed while said first electronic device is not coupled to said second electronic device;

b) automatically determining if said third electronic device has a newer version of said first application than the version of said first application located on said first electronic device. . . (Emphasis Added)

Embodiments of independent Claim 17 of the present invention pertain to a system for updating applications on an electronic device. In particular, embodiments of independent Claim 17 recite that the system establishes communication between a second and third electronic device for the purposes of updating applications located on a first electronic device.

For arguments analogous with respect to independent Claim 1, Applicant respectfully notes that the prior art reference, Multer et al., does not teach nor suggest the present system for updating applications that comprises, in particular, automatically determining at a second electronic device if the third electronic device has a newer version of the first application than that stored on the first electronic device, as claimed in independent Claim 17 of the present invention.

Moreover, independent Claim 17 of the present invention further distinguishes itself from the Multer et al. reference because the claimed process of updating is established and performed while the first electronic device is not coupled to the second electronic device. That is, in contrast to the

Multer et al. reference, independent Claim 17 of the present invention is able to determine at a second electronic device if an application on a third electronic device is newer than the version stored on a first electronic device. If the version on the third electronic device is newer, then the second electronic devices requests the newer version of the application for later transmission to the first electronic device during synchronization.

Thus, Applicant respectfully submits that the present invention as disclosed in independent Claim 17 is not anticipated by the Multer et al. reference, and is in a condition for allowance. In addition, Applicant respectfully submits that Claims 18-27 which depend from independent Claim 17 are also in a condition for allowance as being dependent on an allowable independent Claim 17.

CONCLUSION

In light of the facts and arguments presented herein, Applicant respectfully requests reconsideration of the rejected Claims.

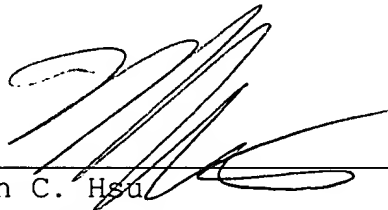
Based on the arguments presented above, Applicant respectfully asserts that Claims 1-27 overcome the rejections of record. Therefore, Applicant respectfully solicits allowance of these Claims.

The Examiner is invited to contact Applicant's undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

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